

Wilmington, Delaware
November 7, 2013

#3872

Sponsors:

Council
Members
Prado
D. Brown
Williams

WHEREAS, pursuant to Wilm. C. (Charter) §1-101, the City of Wilmington (the "City") may acquire, hold, manage, and dispose of property on such terms as it deems proper for any municipal purpose; and

WHEREAS, pursuant to Wilm. C. (Charter) §8-205, the City may sell or exchange any real estate belonging to the City or grant any license, easement, right-of-way or other interest over or in such real estate with "authority by general ordinance and later resolution from Council so to do"; and

WHEREAS, Wilm. C. §2-621(a) provides that Council of the City ("Council") shall by resolution declare a property approved for disposition and authorize the conduct of disposition proceedings by the Department of Real Estate and Housing (the "Department"); and

WHEREAS, Wilm. C. §2-621(c) provides, that governmental agencies, governmental authorities organized pursuant to Title 22 of the Delaware Code and non-profit organizations are exempt from the City's bid procedures and that upon the declaration of a property as surplus, by resolution of City Council, the City may negotiate an agreement of sale, lease, exchange, or other transfer of such property owned by the City to any such governmental agency, governmental authority or non-profit organizations; and

WHEREAS, the Department currently owns the parcels of real estate located at 2227 Lamotte Street, 1006 North Lombard Street, and 2412 West 2nd Street, being Tax Parcel Nos. 26-022.40-139, 26-036.10-399 and 26-026.10-065, respectively (collectively, the "Properties"); and

WHEREAS, Council, upon the recommendation of the Department, wishes to declare as surplus and authorize the disposition proceedings of 2227 Lamotte Street, 1006 North Lombard Street, and 2412 West 2nd Street.

NOW, THEREFORE, BE IT RESOLVED BY COUNCIL OF THE CITY OF WILMINGTON that Council hereby declares the Properties to be surplus and authorizes and approves the disposition proceedings of the above-enumerated Properties.

BE IT FURTHER RESOLVED that Council hereby authorizes the Mayor or his designee to execute any and all documents necessary to effectuate disposition proceedings for the Properties, including any and all further undertakings and assurances that may be appropriate.

Passed by Council
November 7, 2013

ATTEST: Maribel Seijo
City Clerk

Approved as to form this 31st
day of October, 2013

Thomas P. Cunniff
Assistant City Solicitor

SYNOPSIS: This Resolution declares 2227 Lamotte Street, 1006 North Lombard Street, and 2412 West 2nd Street to be surplus and authorizes the disposition proceedings of such properties.